

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

GIBSON, INC., a Delaware corporation,)	
)	
)	
Plaintiff/Counterclaim-Defendant,)	Case No. 4:19-cv-00358-ALM
)	
vs.)	
)	
ARMADILLO DISTRIBUTION)	
ENTERPRISES, INC.; CONCORDIA)	
INVESTMENT PARTNERS, LLC,)	
)	
Defendant/Counterclaim-Plaintiff)	
)	
DOES 1 through 10,)	
)	
Defendants.)	

**PLAINTIFF’S OPPOSITION TO DEFENDANTS’ MOTION TO PRE-ADMIT ALL
TRIAL EXHIBITS PREVIOUSLY ADMITTED**

Defendants’ Motion to Pre-Amit All Trial Exhibits Previously Admitted is based on the following syllogism: The Court *has discretion* to pre-admit previously admitted exhibits based on the law-of-the case doctrine. [See Dkt. No. 686, 1 (citing two cases).] Therefore, because the Court has discretion, it *should* pre-admit 900 exhibits that Defendants intend to have their guitar expert, George Gruhn, bring in. Defendants acknowledge that some of the exhibits are not self-authenticating but essentially argue what is the harm if “some subset” are not self-authenticating are also pre-admitted. [See Dkt. No. 686, 2.]

In a nutshell, Defendants’ request to pre-admit George Gruhn exhibits from the Wayback Machine and Vintaxe collides with Gibson’s Motion in Limine to Exclude Defendants’ Exhibits from the Wayback Machine and Vintaxe. [Compare Dkt. No. 692 with Dkt. No. 686.] The parties agree to discuss these pending issues with the Court during the final pre-trial conference, wherein Gibson will request this Court deny Defendants’ Motion to Pre-Admit All Trial Exhibits Previously Admitted.

Respectfully submitted this 4th day of March 2025.

/s/ Andrea E. Bates

Andrea E. Bates

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Attorneys for Plaintiff GIBSON, INC.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was served on all counsel of record via the Court's CM/ECF electronic filing system on March 4, 2025.

/s/ Andrea E. Bates
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